



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/085,397	02/28/2002	Cory O. Nykoluk	TRGA 8288US

CONFIRMATION NO. 6730

## FORMALITIES LETTER



\*OC000000007712547\*

Polster, Lieder, Woodruff & Lucchesi, L.C.  
763 South New Ballas Road  
St. Louis, MO 63141

Date Mailed: 03/25/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

05/17/2002 JBALINAN 00000003 10085397

01 70:205

65.00 OP



#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	
Mark Nordstrom	:	
Appln. No. 10/085,397	:	Art Unit: 3727
Filed: 28 February 2002	:	Examiner: TBD
For: PIVOTING SHOULDER STRAP FOR A BACKPACK	:	Docket No.: 26/1164US

**RESPONSE TO MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

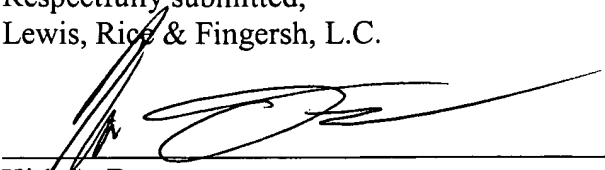
Sir:

Applicants herewith respond to the Notice of Missing Parts sent March 25, 2002 in this case. Applicants note that Cory Nykoluk was originally listed as the inventor in this case. Upon further review, it has been determined that, Mr. Nykoluk was incorrectly listed as the inventor and the true inventor of this case is Mark Nordstrom who has executed a new declaration. This error occurred with no deceptive intent on the part of Mr. Nykoluk, Mr. Nordstrom, or any other party involved in this prosecution.

If any questions remain, Applicants respectfully request a telephone call to the below-signed attorney at (314) 444-7600.

Respectfully submitted,  
Lewis, Rice & Fingersh, L.C.

Dated: June 10, 2002



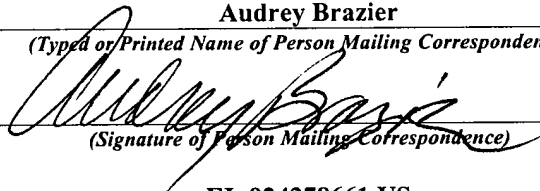
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Kirk A. Damman  
Registration No. 42,461  
Attorney for Applicants

**Customer Number: 22822**  
Lewis, Rice and Fingersh, L.C.  
Attn: Box IP Dept.  
500 N. Broadway, Suite 2000  
St. Louis, MO 63102-2147  
Tel: (314) 444-7600  
Fax: (314) 444-7788

06-11-02

#3MP

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			Docket No. 26/1164US	
Applicant(s): Mark B. Nordstrom				
Serial No. 10/085,397	Filing Date 2/28/2002	Examiner TBA		Group Art Unit 3727
Invention: PIVOTING SHOULDER STRAP FOR A BACKPACK				
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; margin: 10px 0;"><p>Response to Notice to File Missing Parts with one month extension request, executed Declaration, fees, copy of Notice</p></div> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on</p> <p style="text-align: center;"><u>June 10, 2002</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 20px;"><p><u>Audrey Brazier</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p><p><u></u> <i>(Signature of Person Mailing Correspondence)</i></p><p><u>EL 924378661 US</u> <i>("Express Mail" Mailing Label Number)</i></p></div>				
<p><b>Note: Each paper must have its own certificate of mailing.</b></p>				



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Approved for use through 10/31/2002. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

\$120.00

## Complete if Known

Application Number 10/085,397

Filing Date February 28, 2002

First Named Inventor Mark B. Nordstrom

Examiner Name TBA

Group Art Unit 3727

Attorney Docket No. 26/1164US

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit  
Account  
Number

Deposit  
Account  
Name

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	
SUBTOTAL (1)					

### 2. EXTRA CLAIM FEES FOR UTILITY AND

		Extra Claims		Fee from below		Fee Paid
Total Claims	<input type="text"/>	-20** =	<input type="text" value="0"/>	X	<input type="text"/>	= <input type="text" value="0.00"/>
Independent Claims	<input type="text"/>	-3** =	<input type="text" value="0"/>	X	<input type="text"/>	= <input type="text" value="0.00"/>
Multiple Dependent					<input type="text"/>	= <input type="text"/>

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

\$0.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non - English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	55.00
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR § 1.17(q)	
126	180	126	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

\$120.00

## SUBMITTED BY

Name (Print/Type)

Kirk A. Damman

Registration No.  
(Attorney/Agent)

42,461

Complete (if applicable)

Telephone

(314) 444-7783

Signature

Date

6/16/02

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

#4

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
26/1164US

In Re Application Of: Mark B. Nordstrom

Serial No.  
10/085,397

Filing Date  
February 28, 2002

Examiner  
TBA

Group Art Unit  
3727

Invention:

**PIVOTAL SHOULDER STRAP FOR A BACKPACK**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
March 25, 2002  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ \_\_\_\_\_ verified small entity declaration(s)
  - ☐ is/are attached.
  - ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.
- ☐ Other (list):

06/17/2002 JBA/LINAN 00000003 10085397

02 F1:215

55.00 OP

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
26/1164US

In Re Application Of: **Mark B. Nordstrom**

Serial No.  
10/085,397

Filing Date  
February 28, 2002

Examiner  
TBA

Group Art Unit  
3727

Invention:

**PIVOTAL SHOULDER STRAP FOR A BACKPACK**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

☒ Completion of application fees as calculated below:

- ☐ Utility application filing fee \_\_\_\_\_
- ☐ Design application filing fee \_\_\_\_\_
- ☐ Total number of independent claims = \_\_\_\_\_
- ☐ Total number of claims = \_\_\_\_\_
- ☐ Multiple dependent claims \_\_\_\_\_
- ☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**
- ☐ Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_
- ☐ Fee for processing an application filed with a non-English language specification \_\_\_\_\_
- ☐ Fee for processing and retention of application \_\_\_\_\_

Total completion of application fees **\$65.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☒ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: May 25, 2002    until: June 25, 2002  
Date    Date

Total time extension fees **\$55.00**

Total fees due **\$120.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
26/1164US

In Re Application Of: Mark B. Nordstrom

Serial No.  
10/085,397

Filing Date  
February 28, 2002

Examiner  
TBA

Group Art Unit  
3727

Invention:

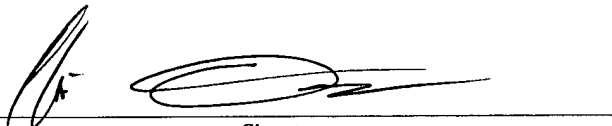
**PIVOTAL SHOULDER STRAP FOR A BACKPACK**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of \$120.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.  
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.  
A duplicate copy of this sheet is enclosed.

  
Signature

Dated: 6/10/02

Kirk A. Damman  
Lewis, Rice & Fingersh, L.C.  
500 North Broadway, Suite 2000  
St. Louis, MO 63102  
Customer No 22822

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC: